No. 08-328
Vide 07-1428
Title: Frank Ricci, et al., Petitioners
v.
John DeStefano, et al.
Docketed: September 11, 2008
Lower Ct: United States Court of Appeals for the Second Circuit
Case Nos.: (06-4996-cv)
Decision Date: June 9, 2008
Questions Presented

~~Date~~~	~~~~~~~Proceedings and Orders~~~~~~~~~~~~~~~~~~~~~~
Sep 8 2008	Petition for a writ of certiorari filed. (Response due October 14, 2008)
Sep 24 2008	Order extending time to file response to petition to and including November 13, 2008.
Oct 14 2008	Brief amici curiae of Center for Individual Rights, et al. filed.
Nov 13 2008	Brief of respondent City of New Haven in opposition filed. VIDED.
Nov 21 2008	Reply of petitioners Frank Ricci, et al. filed. VIDED. (Distributed)
Nov 25 2008	DISTRIBUTED for Conference of December 12, 2008.
Jan 5 2009	DISTRIBUTED for Conference of January 9, 2009.
Jan 9 2009	Petition GRANTED the case is consolidated with No. 07-1428 and a total of one hour is allotted for oral argument. The briefs of petitioners are to be filed on or before Thursday, February 19, 2009. The briefs of respondents are to be filed on or before Wednesday, March 18, 2009. Reply briefs, if any, are to be filed in accordance with Rule 25.3 of the Rules of this Court.
Jan 28 2009	Consent to the filing of amicus briefs, in support of either party or neither party, received from counsel for the petitioners. VIDED.
Feb 13 2009	Consent to the filing of amicus briefs, in support of either party or neither party, received from counsel for the respondent City of New Haven. VIDED.
Feb 19 2009	Joint appendix filed. (Statement of costs filed) VIDED.
Feb 19 2009	Brief of petitioners Frank Ricci, et al. filed. VIDED.
Feb 23 2009	Consent to the filing of amicus briefs, in support of either party or neither party, received from counsel for respondents John De Stefano, et al.
Feb 23 2009	SET FOR ARGUMENT ON Wednesday, April 22, 2009
Feb 24 2009	Brief amicus curiae of Concerned American Firefighters Association, Philadelphia Chapter filed. VIDED.
Feb 25 2009	Brief amici curiae of Cato Institute, et al. filed. VIDED.
Feb 25 2009	Brief amici curiae of Pacific Legal Foundation, et al. filed. VIDED.
Feb 25 2009	Brief amicus curiae of Kedar Bhatia filed. VIDED. (Distributed)
Feb 26 2009	Brief amicus curiae of United States supporting Vacatur and Remand filed. VIDED.
Feb 26 2009	Brief amicus curiae of Mountain States Legal Foundation filed.
Feb 26 2009	Brief amicus curiae of Claremont Institute Center for Constitutional Jurisprudence filed. VIDED.
Feb 26 2009	Brief amicus curiae of Eagle Forum Education & Legal Defense Fund filed. (Distributed)
Feb 26 2009	Brief amicus curiae of American Civil Rights Union filed. VIDED. (Distributed)
Feb 26 2009	Brief amicus curiae of Bridgeport Firefighters for Merit Employment, Inc. filed. VIDED.

(Distributed)

Feb 26 2009 Brief amicus curiae of Anti-Defamation League in support of neither party filed. VIDED. (Distributed)

Feb 26 2009 Brief amici curiae of Joe Oakley, et al. filed. VIDED. (Distributed)

Feb 26 2009 Brief amici curiae of National Association of Police Organizations filed. VIDED. (Distributed)

Feb 26 2009 Brief amici curiae of Law Professors and Other Academics filed. VIDED. (Distributed)

Feb 26 2009 Brief amici curiae of Center for Individual Rights, et al. filed. VIDED. (Distributed)

Feb 27 2009 CIRCULATED.

Mar 18 2009 Record for the U.S.D.C. for the District of Connecticut is ellectronically filed.

Mar 18 2009 Brief of respondents John DeStefano, et al. filed. VIDED. (Distributed)

Mar 20 2009 Record received from U.S.C.A. for 2nd Circuit. (1 box).

Mar 25 2009 Brief amicus curiae of NAACP Legal Defense & Educational Fund, Inc. filed. VIDED. (Distributed)

Mar 25 2009 Brief amici curiae of Maryland, et al. filed. VIDED. (Distributed)

Mar 25 2009 Motion of the Solicitor General for leave to participate in oral argument as amicus curiae and for divided argument filed. VIDED.

Mar 25 2009 Brief amicus curiae of Society for Human Resource Management filed. VIDED. (Distributed)

Mar 25 2009 Brief amici curiae of International Association of Hispanic Firefighters, et al. filed. VIDED. (Distributed)

Mar 25 2009 Brief amici curiae of International Municipal Lawyers Association, et al. filed. VIDED. (Distributed)

Mar 25 2009 Brief amici curiae of Industrial-Organizational Psychologists filed. VIDED. (Distributed)

Mar 25 2009 Brief amici curiae of Lawyers' Committee for Civil Rights Under Law, et al. filed. VIDED. (Distributed)

Mar 25 2009 Brief amicus curiae of Opportunity Agenda filed. VIDED. (Distributed)

Mar 25 2009 Brief amicus curiae of Equal Employment Advisory Council filed. VIDED. (Distributed)

Mar 25 2009 Brief amici curiae of National Partnership for Women & Families, et al. filed. VIDED. (Distributed)

Mar 25 2009 Brief amici curiae of American Civil Liberties Union, et al. filed. VIDED. (Distributed)

Mar 25 2009 Brief amicus curiae of New York Law School Racial Justice Project filed. VIDED. (Distributed)

Mar 25 2009 Brief amici curiae of Asian American Justice Center, et al. filed. VIDED. (Distributed)

Mar 25 2009 Brief amici curiae of International Association of Black Professional Fire Fighters, et al. filed. VIDED. (Distributed)

Mar 25 2009 Record recevied from U.S.D.C. for the District of Connecticut. (1 box)

Apr 6 2009 Motion of the Solicitor General for leave to participate in oral argument as amicus curiae and for divided argument GRANTED. and the time is divided as follows: 30 minutes to petitioners, 30 minutes to respondents, and 10 minutes to the Solicitor General.

Apr 7 2009 Reply of petitioners Frank Ricci, et al. filed. VIDED. (Distributed)

Apr 22 2009 Argued. For petitioners: Gregory S. Coleman, Austin, Tex. For United States as amicus curiae: Edwin S. Kneedler, Deputy Solicitor General, Department of Justice, Washington, D.C. For respondents: Christopher J. Meade, New York, N.Y.

~~Name~~~~~~~~~~~~~~~~~~~~~~	~~~~~~~Address~~~~~~~~~~~~~~~~~~~	~~Phone~~~
Attorneys for Petitioners:		
Karen Lee Torre	Law Offices of Norman A. Pattis LLC	(203) 865-5541
Counsel of Record	129 Church Street, Suite 405 New Haven, CT 06510 ktorre@pattislaw.com	
Party name: Frank Ricci, et al.		
Attorneys for Respondents:		
Christopher J. Meade	Wilmer Cutler Pickering Hale and Dorr LLP	(202) 663-6000
Counsel of Record	1875 Pennsylvania Avenue, N.W. Washington, DC 20006 christopher.meade@wilmerhale.com	
Party name: John DeStefano, et al.		
Richard A. Roberts	Nuzzo & Roberts, L.L.C.	(203)-250-2000
Counsel of Record	One Town Center P. O. Box 747 Cheshire, CT 06410	
Party name: John DeStefano, et al.		
Other:		
Scott M. Abeles	Kirkland & Ellis LLP 655 15th Street, NW Washington, DC 20005	(202)-879-5149
Party name: National Association of Police Organizations		
Elise C. Boddie	Racial Justice Project New York Law School 57 Worth Street New York, NY 1013 NY10013	New York
Party name: New York Law School Racial Justice Project		
J. Scott Detamore	Mountain States Legal Foundation 2596 South Lewis Way Lakewood, CO 80227	(303) 292-2021

Party name: Mountain States Legal Foundation

John C. Eastman	The Claremont Institute Center for Constitutional Jurisprudence Chapman University School of Law One University Drive Orange, CA 92866	(714) 628-2500

Party name: Claremont Institute Center for Constitutional Jurisprudence

Stewart I. Edelstein	Cohen and Wolf, PC 1115 Broad Street Bridgeport, CT 06604	(203) 368-0211

Party name: Bridgeport Firefighters for Merit Employment, Inc.

Vincent A. Eng	Asian American Justice Center 1140 Connecticut Avenue, NW Suite 1200 Washington, DC 20036	(202) 296-2300

Party name: Asian American Justice Center, et al.

Samuel Estreicher	NYU Supreme Court Litigation Clinic New York Univ. School of Law 40 Washington Square South New York, NY 10012	(212) 998-6226

Party name: Society for Human Resource Management

Peter J. Ferrara	American Civil Rights Union 175 Baron Cameron Station Blvd. Alexandria, VA 22304	(703) 582-8466

Party name: American Civil Rights Union

Michael L. Foreman	Civil Rights Appellate Clinic Dickinson School of Law Pennsylvania State University Lewis Katz Bldg., 121 B University Park, PA 16802	(814) 865-3832

Party name: Lawyers' Committee for Civil Rights Under Law, et al.

Alan Wayne Foutz	Pacific Legal Foundation 3900 Lennane Drive Suite 200 Sacramento, CA 95834	(916)-419-7111

Party name: Pacific Legal Foundation, et al.

David C. Frederick	Kellogg, Huber, Hansen, Todd, Evans & Figel, P.L.L.C. 1615 M Street, N.W. Suite 400 Washington, DC 20036 dfrederick@khhte.com	(202) 326-7900

Party name: Industrial-Organizational Psychologists

Ankur J. Goel	McDermott Will & Emery LLP 600 Thirteenth Street NW Washington, DC 2005	(202) 756-8000

Party name: Opportunity Agenda

Elena Kagan	Solicitor General United States Department of Justice 950 Pennsylvania Avenue, N.W. Washington, DC 20530-0001	(202) 514-2217

Party name: United States supporting Vacatur and Remand

Martin S. Kaufman	Atlantic Legal Foundation 2039 Palmer Avenue Larchmont, NY 10538	(914) 834-3322

Party name: Law Professors and Other Academics

Lorence L. Kessler	Norris Tysse Lampley & Lakis LLP 1501 M Street, NW Suite 400 Washington, DC 20005	(202) 629-5600

Party name: Equal Employment Advisory council

Marcia L. McCormick	800 Lakeshore Drive	(205) 726-4327

Birmingham, AL 2057264927
Party name: International Association of Hispanic Firefighters, et al.

Helen Norton
University of Colorado Law School
UCB 401
Wolf Law Building
Boulder, CO 80309
(303) 492-5751
Party name: National Partnership for Women & Families, et al.

John Payton
NAACP Legal Defense & Educational Fund, Inc.
99 Hudson Street, 16th Floor
New York, NY 10013
(212) 965-2200
Party name: NAACP Legal Defense & Educational Fund, Inc.

Andrew J. Pincus
Mayer Brown LLP
1909 K Street, NW
Washington, DC 20006-1101
apincus@mayerbrown.com
(202) 263-3220
Party name: International Municipal Lawyers Association, et al.

Michael E. Rosman
Center for Individual Rights
1233 20th St., NW, Suite 300
Washington, DC 20036
(202) 833-8400
Party name: Center for Individual Rights, et al.

Kevin K. Russell
Howe & Russell, P.C.
7272 Wisconsin Avenue, Ste. 300
Bethesda, MD 20814
krussell@howerussell.com
(301) 941-1913
Party name: American Civil Liberties Union, et al.

Alan M Sager
7801 N. Lamar Street,
Ste. A 114
Austin, TX 78752
amsag@mail.utexas.edu
(512) 476-3891
Party name: Kedar Bhatia

Austin C. Schlick	Assistant to the Solicitor General Maryland Department of Justice 200 Saint Paul Pl. 20th Floor Baltimore, MD 21202	(410) 576-7291

Party name: Maryland, et al.

Ilya Shapiro	Cato Institute 1000 Massachusetts Ave., NW Washington, DC 20001	(202) 218-4600

Party name: Cato Institute, et al.

Henry C. Shelton III	Adams & Reese, LLP 80 Monroe Avenue Suite 700 Memphis, TN 38103 henry.shelton@arlaw.com	(901)-525-3234

Party name: Joe Oakley, et al.

Douglas G. Smith	Kirkland & Ellis LLP 200 East Randolph Drive Chicago, IL 60601	(312) 861-2000

Party name: Eagle Forum Education & Legal Defense Fund

Michael F. Smith	Butzel Long 1747 Pennsylvania Ave., NW Ste. 300 Washington, DC 20006 smithm@butzel.com	(202) 454-2860

Party name: Anti-Defamation League in support of neither party

Gregory J. Sullivan	Hartsough Kenny Chase & Sullivan 3812 Quakerbridge Road Hamilton, NJ 08619 Gregoryjsull@aol.com	(609)-588-9800

Party name: Concerned American Firefighters Association, Philadelphia Chapter

Dennis R. Thompson	Thompson & Bishop 2719 Manchester Road Akron, OH 44319	(330) 753-6874

Party name: International Association of Black Professional Fire Fighters, et al.